# ATTORNEY DOCKET NO. 16016.0002 PATENT

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
BRIGID L. M. HOGAN	) ) Group Art Unit: 1819	RECEIVED Publishing Division
Serial No. 08/217,921	) Examiner: B. Stanton	MAR 03 1997
Filed: March 25,1994	)	06
For: "PLURIPOTENTIAL EMBRYONIC	)	
STEM CELLS AND METHODS OF	)	
MAKING SAME"	)	

# COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

ASSISTANT COMMISSIONER FOR PATENTS Washington, DC 20231 NEEDLE & ROSENBERG, P.C. Suite 1200, The Candler Building 127 Peachtree Street, N.E Atlanta, Georgia 30303-1811

February 26, 1997

Sir:

In the Statement of Reasons for Allowance transmitted with the Notice of Allowance dated November 26, 1996, Applicants note, as amended in Applicants' August 28, 1996

Amendment, the subject application is a continuation-in-part of U.S. Serial No. 958,562, filed October 8, 1992, now U.S. Patent No. 5,453,357. Therefore, *Matsui*, *et al.* cited in the Examiner's Reasons of Allowance is not prior art against the subject application, since it is a

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publication by the inventors of this application (see Applicants' June 4,1996 Amendment, Page 10).

Respectfully submitted,

Registration No. 33,438

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#### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner of Patents, Washington, D.C. 20231, on this 26th day of February, 1997.